

# RICHARD L. MILLER, P.E.

RECEIVED 2123

JUN 26 2003

http://www.pto-ag.com  
http://www.inventgold.com  
http://www.patentgold.com

NEW YORK OFFICE PRIUS

INTERVIEWS ARRANGED  
AT EITHER LOCATION  
BY APPOINTMENT ONLY:  
233 BROADWAY  
NEW YORK, N.Y. 10007

(212) 732-7373



REGISTERED PATENT AGENT &  
LICENSED PROFESSIONAL ENGINEER

REGISTERED TO PRACTICE  
BEFORE  
UNITED STATES and FOREIGN  
PATENT OFFICES

UNITED STATES and FOREIGN  
PATENTS, and COPYRIGHTS

QUALIFIED U.S. PATENT  
OFFICE EXAMINER

Technology Center 2100  
LONG ISLAND OFFICE

ALL CORRESPONDENCE  
SHOULD BE ADDRESSED TO:  
RICHARD L. MILLER  
12 PARKSIDE DRIVE  
DIX HILLS, N.Y. 11746-4879

(631) 499-4343

George A. Guarracino  
33 Blossom Street, Apt. 702  
Boston, MA 02114

June 12, 2003  
Docket No.: GUAG33A-2790  
REFER TO THE ABOVE DATE &  
Docket No.: IN ANY REPLY

09/878,790

\* \* \* THIS IS A FAVORABLE PATENTABILITY REPORT \* \* \*

\* \* \* YOUR INVENTION APPEARS PATENTABLE \* \* \*

Dear Inventor Guarracino:

You have requested that I perform a preliminary patentability search for your invention entitled VIRTUAL REALITY MATRIX WITH FORTRAN PROGRAMMING based on your disclosure supplied to me and to provide a patentability opinion in view of its results.

Please be advised that the first important step in obtaining patent protection on your behalf has been completed. The search was conducted in the files of issued United States Patents, which currently contains over six million patents. Foreign patents and technical publications were not within the scope of the patentability search. Patent applications currently pending could not be searched, since they are kept confidential by the Patent Office. It is also to be realized that it is entirely possible that the Patent Office Examiner, when conducting an official search, may select other patents believed to be relevant.

In rendering the patentability opinion I view 35 U.S.C. 102 and 35 U.S.C. 103 as decisive. These sections of Title 35 of the United States Code, that were already furnished to you in my invention record form, prohibits the issuance of a Patent if the claimed invention was identically disclosed or described in the prior art or is obvious over that disclosed or described in the prior art.

Enclosed are copies of the following United States Patents, which may be relevant to your invention: VIRTUAL REALITY MATRIX WITH FORTRAN PROGRAMMING; my docket number GUAG33A.

5,712,984  
6,330,546 B1

5,819,226  
2003/0023534 A1

5,960,415  
2003/0078829 A1

Review of the prior art above appears to teach various forecasting and predicting programs. None taken singularly under 35 U.S.C. 102 or 35 U.S.C. 103 or in combination under 35 U.S.C. 103, however, in my opinion appears to teach all the distinctive features of your invention.

In view of the results of the preliminary patentability search, I am pleased to report in my opinion utility patent protection is probably available to protect the distinctive features of your VIRTUAL REALITY MATRIX WITH FORTRAN PROGRAMMING. **HOWEVER BEFORE I COULD PREPARE SUCH AN APPLICATION IT WILL BE NECESSARY THAT YOU SUPPLY ADDITIONAL INFORMATION SO AS TO MAKE YOUR DISCLOSURE ENABLING.**

Please study these patents carefully, paying close attention to the similarities and differences between these references and your invention.

In considering the patentability of your invention, you should consider that an invention is unpatentable if all of its features are disclosed in a single reference. However, it is also important to consider that references might be combined to render an invention unpatentable if their combination is considered obvious. For example, if one patent discloses feature A, and another patent discloses feature B, an invention having features A and B might be unpatentable if it were considered obvious to combine the patents. The only true test of patentability is to file a patent application in the United States Patent and Trademark Office.

## BEST AVAILABLE COPY

With the above in mind it is my opinion that, it would be most advisable to secure all possible available protection for your invention. To accomplish this, I would advise that you authorize me to proceed with the next important step in protecting your invention, which is the constructive reduction of your invention to practice by preparing and filing a formal U.S. Patent Application. In order that I may do this, you should sign, date and return to me the enclosed carbon copy of my quotation statement along with a payment of \$12500.00 on account. Upon receipt of same, I will proceed accordingly with the preparation of this Patent Application, prepare the preliminary official U.S. Patent Office drawings of your invention and send you photo copies for your approval.

Please be assured that upon receipt of your authorization to proceed with the preparation of your U.S. Patent Application, including payment of \$12500.00 as explained above, and set forth in the enclosed Quotation Statement, your patent matter will receive my continuous careful attention.

Inasmuch as I understand that you Inventor Guarracino, desire to obtain a patent on your invention with all benefits resulting therefrom, I look forward to hearing from you soon. If you have any questions at all I will be pleased to discuss the matter further by telephone, do not hesitate to call me at (631) 499-4343, to discuss your particular matter with me.

I remain,

Sincerely,

RLM:ctx

GUAG33A-2790

  
RICHARD L. MILLER, P.E.

**\* \* RECEIVE AT LEAST \$250.00 CREDIT JUST FOR ASKING! \* \***

You may deduct the \$250.00 search fee from my total fee of \$25000.00 if I receive full payment in the amount of \$24750.00 for the preparation of your application along with a copy of my signed quotation statement in an envelope postmarked within one month of June 12, 2003, the date of my enclosed quotation statement.

R.L.M.

**BEST AVAILABLE COPY**